



PATENT  
Customer No. 22,852  
Attorney Docket No. 09032.0001-00

## BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: )  
Knut BRABRAND ) Group Art Unit: 3768  
Application No.: 10/725,431 ) Examiner: Jaworski, Francis J.  
Filed: December 3, 2003 ) Confirmation No.: 5321  
For: RESPIRATION MONITOR ) Mail Stop AF  
 )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31

Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the Examiner's decision mailed January 4, 2007.

The item(s) checked below are appropriate:

1.  A Petition for extension of time to respond to the final rejection was filed on [Date] extending the period for response to [Date].
2.  A Petition for extension of time to extend the period for response to the final rejection to July 5, 2007 (July 4, 2007 being a Federal Holiday) is enclosed together with a fee of \$1020.00.
3.  The Appeal Fee of \$500.00  is enclosed or  is to be charged to Deposit Account No. 06-0916.
4.  A pre-appeal brief conference is requested. The request and supporting documentation are attached.

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Please grant any extensions of time required to enter this response and charge  
any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: July 3, 2007

By: Robert E. Converse, Jr.  
for Reg. No. 27,432